



**MEMO ENDORSED**

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CHARLES J. STOIA  
MEMBER, NJ, NY AND FL BARS  
CERTIFIED BY THE SUPREME COURT OF  
NEW JERSEY AS A CIVIL TRIAL ATTORNEY  
DIRECT DIAL No.: 973-889-4106  
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July 28, 2023

**VIA ECF**

Hon. Jessica G.L. Clarke  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl St.  
Courtroom: 20C  
New York, NY 10007-1312

Re: Federal Insurance Company a/s/o Athenex, Inc., Formerly Known As Knex  
Pharmaceuticals, Inc. v. Eaton Corporation.  
Case No. 1:23-cv-05732  
Initial Conference Date: August 8, 2023.

Dear Judge Clarke:

This office represents Defendant Eaton Corporation in the above-referenced matter. The initial conference in this matter is currently scheduled for August 8, 2023. Plaintiff's counsel, Paul Tumbleson, has advised that he is away and unavailable to meet and confer prior to the initial conference. Accordingly, the parties jointly request a 30-day adjournment of the conference to permit the parties to meet and confer regarding the pretrial conference memo to be submitted prior to the initial conference.

The parties are available September 5 through September 8, 2023 for the initial conference. No prior requests for adjournment have been made. Thank you for your courtesies in this regard.

Respectfully,

A handwritten signature in black ink that reads "Charles J. Stoia".

Charles J. Stoia

ATTORNEYS AT LAW

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CJS:jml

cc: All Counsel of Record via ECF

The parties' request is GRANTED. The initial pretrial conference in hereby adjourned to **September 5, 2023 at 10 a.m.** The conference will be held remotely by Microsoft Teams.

SO ORDERED.

A handwritten signature in blue ink that reads "Jessica Clarke". The signature is written in a cursive, flowing style.

JESSICA G. L. CLARKE  
United States District Judge

Dated: August 1, 2023  
New York, New York